

REMARKS

Applicant respectfully requests reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow. After amending the claims as set forth above, claims 1-9 and 21-26 are now pending in this application.

Applicant wishes to thank the Examiner for the careful consideration given to the claims as well as indicating that claims 22-25 contain allowable subject matter.

Claims 22 and 24 have been indicated to be allowable if rewritten into independent form including all the features of the base claim and any intervening claims. Claims 22 and 24 have been so rewritten. Allowance of claims 22 and 24 and their respective dependent claims 23 and 25 is respectfully requested.

Priority document

Applicant respectfully requests acknowledgment of the claim for foreign priority (as indicated on the Application Data Sheet filed on March 22, 2006 and the Declaration filed on August 16, 2006) and the receipt of the copy of the certified copy of the priority document that has been received from the International Bureau, as indicated on the Patent Application Information Retrieval (PAIR) system as being received on March 22, 2006.

Claim objections

Claim 1 is objected to because “het” should be “heat.” Claim 1 has been amended to correct this minor typographical error. For at least this reason, favorable reconsideration of the objection is respectfully requested.

Rejection of claims 6-9 under 35 U.S.C. 112

Claims 6-9 are rejected under 35 U.S.C. 112, second paragraph, because of the feature “the longitudinal side faces.” Claim 6 has been amended to recite “the two opposing longitudinal side faces of the header tanks and the longitudinal side faces of the header tanks that form end surfaces of the heat exchanger.” For at least this reason, favorable reconsideration of the rejection is respectfully requested.

Rejection of claims 1, 5-8, 21, and 26 based on Rawley

Claims 1, 5-8, 21, and 26 are rejected under 35 U.S.C. 102(b) as being anticipated by GB 2373571 (“Rawley”). For at least the following reasons, this rejection is traversed.

Claim 1 (as amended) recites, among other things, a heat exchanger module comprising at least one heat exchanger comprising two header tanks at opposing ends of the heat exchanger; and a pair of module supports for holding and supporting the heat exchanger on the vehicle. Each module support is made of plastic and has a form of a slip-on box having an internal recess that fits the shape of the header tank and positively surrounds the longitudinal side faces and end walls of the header tank. Each module support has a lower end wall, an upper end wall, and a longitudinal wall connecting the upper and lower end walls of the module support, a locking hook arrangement at one of the upper and lower end walls of the module support, and a resilient snap-in hook arrangement at the other of the upper and lower end walls of the module support. Rawley does not teach or suggest this combination of features. For example, Rawley does not teach that the carrier units 20 and 22 have upper and lower end walls or any locking hook arrangement or resilient snap-in hook arrangement at an end wall. Accordingly, Rawley does not teach or suggest all the features of claim 1.

Claims 5-8, 21, and 26 depend from and contain all the features of claim 1, and are allowable for the same reasons as claim 1, without regard to the further patentable features contained therein.

For at least these reasons, favorable reconsideration of the rejection is respectfully requested.

Rejection of claims 2-4 based on Rawley and Laveran

Claims 2-4 are rejected under 35 U.S.C. 103(a) as being unpatentable over Rawley in view of FR 2833691 ("Laveran"). Claims 2-4 depend from and contain all the features of claim 1. As previously mentioned, Rawley does not teach or suggest that the carrier units 20 and 22 have upper and lower end walls or any locking hook arrangement or resilient snap-in hook arrangement at an end wall. Laveran does not cure these deficiencies. Accordingly, no combination of Rawley and Laveran teaches or suggests all the features of claim 1 and its dependent claims 2-4. For at least these reasons, favorable reconsideration of the rejection is respectfully requested.

Rejection of claims 9 based on Rawley and Uchikawa

Claim 9 is rejected under 35 U.S.C. 103(a) as being unpatentable over Rawley in view of U.S. Patent Application Publication 2002/0023735 ("Uchikawa"). Claim 9 depends from and contains all the features of claim 9. As previously mentioned, Rawley does not teach or

suggest that the carrier units 20 and 22 have upper and lower end walls or any locking hook arrangement or resilient snap-in hook arrangement at an end wall. Uchikawa does not cure these deficiencies. Accordingly, no combination of Rawley and Uchikawa teaches or suggests all the features of claim 1 and its dependent claim 9. For at least these reasons, favorable reconsideration of the rejection is respectfully requested.

Conclusion

Applicant believes that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check or credit card payment form being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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